

SENATE COMMITTEE OF REFERENCE REPORT

Chair of Committee

February 21, 2024
Date

Committee on Health & Human Services.

After consideration on the merits, the Committee recommends the following:

SB24-083 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

1 Amend printed bill, page 5, line 17, after "HOSPITAL," insert
2 "FREESTANDING EMERGENCY DEPARTMENT,".

3 Page 5, line 22, strike "HOSPITAL" and substitute "HOSPITAL,
4 FREESTANDING EMERGENCY DEPARTMENT,".

5 Page 6, after line 4 insert:
6 "(d) "FREESTANDING EMERGENCY DEPARTMENT" MEANS A HEALTH
7 FACILITY AS DEFINED IN AND REQUIRED TO BE LICENSED PURSUANT TO
8 SECTION 25-1.5-114.".

9 Page 7, after line 22 insert:
10 "**SECTION 5.** In Colorado Revised Statutes, 18-6-401, **amend**
11 **(9)(a); and repeal (9)(b)** as follows:
12 **18-6-401. Child abuse - definition.** (9) (a) If a parent is charged
13 with permitting a child to be unreasonably placed in a situation that poses
14 a threat of injury to the child's life or health, pursuant to subsection (1)(a)
15 of this section, and the child was seventy-two hours old or younger at the
16 time of the alleged offense, it is an affirmative defense to the charge that
17 the parent safely, reasonably, and knowingly ~~handed~~ RELINQUISHED the
18 child ~~over to a firefighter, as defined in section 18-3-201 (1.5), or to a~~
19 ~~staff member who engages in the admission, care, or treatment of patients~~
20 ~~at a hospital or community clinic emergency center, as defined in~~
21 ~~subsection (9)(b) of this section, when the firefighter is at a fire station,~~
22 ~~or the staff member is at a hospital or community clinic emergency center,~~
23 ~~as defined in subsection (9)(b) of this section~~ TO AN AUTHORIZED PERSON
24 AT AN AUTHORIZED FACILITY OR TO A NEWBORN SAFETY DEVICE LOCATED
25 AT AN AUTHORIZED FACILITY PURSUANT TO SECTION 19-3-304.5.

1 (b) ~~"Community clinic emergency center" means a community~~
2 ~~clinic licensed by the department of public health and environment~~
3 ~~pursuant to section 25-3-101 (2)(a)(I)(B) that:~~

4 ~~(I) Delivers emergency services, and~~

5 ~~(II) Provides emergency care twenty-four hours per day and seven~~
6 ~~days a week throughout the year, except if located in a rural or frontier~~
7 ~~area that does not have the demand to support twenty-four-hour service~~
8 ~~or only operates each year during a specified time period due to seasonal~~
9 ~~population influx.~~

10 Renumber succeeding section accordingly.

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